

Court of Appeals, State of Michigan

ORDER

People of MI v David Craig

Docket No. 268826

LC No. 05-001144-FH

Peter D. O'Connell
Presiding Judge

Donald S. Owens

Bill Schuette
Judges

The Court orders that the motion for immediate consideration is GRANTED.

The Court orders that, in lieu of granting the application for leave to appeal and pursuant to MCR 7.205(D)(2), the Ingham Circuit Court's February 24, 2006, order granting defendant's motion to suppress is REVERSED. The totality of the circumstances provided the police officer with a reasonable and articulable suspicion of criminal activity so as to justify a brief investigatory stop of the vehicle. *Terry v Ohio*, 392 US 1, 22; 88 S Ct 1868; 20 L Ed 2d 889 (1968); *People v Oliver*, 464 Mich 184, 192; 627 NW2d 297 (2001); *People v Faucett*, 442 Mich 153; 499 NW2d 764 (1993). We REMAND this matter to the trial court for further proceedings consistent with this order.

We do not retain jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 3 2006

Date

Sandra Schultz Mengel
Chief Clerk